WP(C) 666/2003
BEFORE
HON'BLE MR. JUSTICE I.A. ANSARI
HON'BLE DR. (MRS.) JUSTICE INDIRA SHAH
(IA Ansari, J)

Heard Mr. RC Saikia, learned counsel for the writ petitioner Nos. 1, 2 and 3, and Mr. GP Bhowmik, learned counsel, who was initially impleaded as a respondent, but, later on, allowed to be transpositioned as petitioner No. 4. We have also heard Mr. PS Deka, learned Additional Senior Government Advocate, for the State respondents, and Mr. BN Thakuria, learned counsel for the respondent No. 3.

In view of the fact that the present writ petition has raised several disputed questions of facts and since a civil suit may be the appropriate remedy in the present writ petition, it is submitted, on behalf of the petitioners, that the petitioners have decided to withdraw this writ petition and institute appropriate suit or suits in the civil Court of competent jurisdiction for necessary reliefs and that in terms of this liberty, the writ petition may be allowed to be withdrawn subject to leave of the Court to approach this Court, too, with appropriate application, in future, if such a situation arises.

We make it clear that it would remain open to the petitioners to institute appropriate suit and to seek, if they are so entitled to, necessary reliefs therein, interim or otherwise.

Considering, therefore, the matter in its entirety and in the interest of justice, this writ petition along with the miscellaneous case are disposed of as withdrawn by petitioners with liberty granted to the petitioners to approach this Court with appropriate application, in future, if so advised.

No order as to costs.